

U.S. FOREIGN  
INTELLIGENCE  
SURVEILLANCE COURT

UNITED STATES  
FOREIGN INTELLIGENCE SURVEILLANCE COURT  
WASHINGTON, D.C.

2013 JUL 12 PM 4:22

LEEANN FLYNN HALL  
CLERK OF COURT

IN RE ORDERS ISSUED BY THIS COURT  
INTERPRETING SECTION 215 OF THE  
PATRIOT ACT

Case No. Misc. 13-02

**CERTIFICATION OF BAR MEMBERSHIP AND  
SECURITY CLEARANCE STATUS**

Pursuant to the Court's Order of June 14, 2013, and United States Foreign Intelligence Surveillance Court Rules of Procedure 7(h)(1), 7(i), and 63, the American Civil Liberties Union ("ACLU") and the Media Freedom and Information Access Clinic at Yale Law School (together, "Movants") respectfully submit the following information:

**Bar Membership Information**

Undersigned counsel for Movants are licensed attorneys and members, in good standing, of the bars of United States district and circuit courts. *See* FISA Ct. R.P. 7(h)(1), 63.

Alex Abdo is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the First, Second, Fourth, and District of Columbia Circuits; and the United States District Court for the Southern District of New York. He is licensed to practice law by the bar of the State of New York.

Brett Max Kaufman is a member, in good standing, of the following federal courts: the United States Court of Appeals for the Second Circuit; and the United States District Court for the Southern District of New York. He is licensed to practice law by the bar of the State of New York.

Patrick Toomey is a member, in good standing, of the following federal courts: the United States District Courts for the Eastern and Southern Districts of New York. He is licensed to practice law by the bars of the States of Massachusetts and New York.

Jameel Jaffer is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the Second, Fourth, Sixth, Ninth, and District of Columbia Circuits; and the United States District Courts for the Eastern and Southern Districts of New York, and the Eastern District of Michigan. He is licensed to practice law by the bar of the State of New York.

Arthur Spitzer is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the Armed Forces and the Fourth, District of Columbia, and Federal Circuits; and the United States District Courts for the District of Columbia, District of Maryland, and the Eastern and Southern Districts of New York. He is licensed to practice law by the bars of the District of Columbia and the State of New York.

David Schulz is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the Second, Third, Fourth, Ninth, Tenth and District of Columbia Circuits; and the United States District Courts for the District of Columbia, and for all Districts of the State of New York. He is licensed to practice law by the bars of the District of Columbia and the State of New York.

#### **Security Clearance Information**

Pursuant to FISA Ct. R.P. 7(i), Movants certify that Arthur Spitzer holds a “Secret” security clearance issued by the Department of Justice.

Because Movants' motion does not seek the release of properly classified information, and because the motion and the related briefing does not contain classified information, Movants respectfully submit that all undersigned counsel may participate in proceedings on the motion without access to classified information or security clearances. *See* FISA Ct. R.P. 63 (requiring counsel only to have "appropriate security clearances").

Dated: July 12, 2013

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/s/ Alex Abdo

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## CERTIFICATE OF SERVICE

I, Alex Abdo, certify that on this day, July 12, 2013, a copy of the foregoing certification was served on the following persons by the methods indicated:

By email and UPS overnight delivery

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